

Message

From: Smith, Ryan A. [RSmith@BHFS.com]
Sent: 11/11/2014 6:19:42 PM
To: 'Godfrey, Merrill C.' [MGodfrey@AKINGUMP.com]; 'Paul Spruhan' [pspruhan@nndoj.org]; Lyons, Ann [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=39ea390c390e41fd84511d6cdc266cee-ALYONS]
CC: 'Dertke, Daniel (ENRD)' [Daniel.Dertke@usdoj.gov]; 'Flynn, Aaron M.' [flynna@hunton.com]; 'Pongrace, Don' [dpongace@AKINGUMP.COM]; 'Wehrum, William L.' [wwehrum@hunton.com]; 'Fichthorn, Norm' [nfichthorn@hunton.com]
Subject: RE: NGS Petitions
Attachments: <https://ecf.ca9.uscourts> response.pdf

All,

Would it make sense for us to have a brief call either this afternoon or tomorrow discuss our response to NRDC's attached response to our motions to intervene?

I have time available from 2:30 until 4:30 today and from 9:30 to 12:00 tomorrow. Please let me know if any of those times work.

Best,

Ryan

From: Smith, Ryan A.
Sent: Thursday, November 06, 2014 4:35 PM
To: 'Godfrey, Merrill C.'; Paul Spruhan
Cc: Dertke, Daniel (ENRD); Flynn, Aaron M.; Pongrace, Don; Wehrum, William L.; Fichthorn, Norm
Subject: RE: NGS Petitions

All,

I spoke with Merrill after our call today and he agreed - subject to further conversations with his client - that (1) consolidation of the four petitions would be appropriate; (2) one joint 14,000 word brief among the intervenors would be insufficient; and (3) staggering EPA's and the intervenors' briefs made sense.

Merrill, please correct me if I misrepresented anything.

Ryan

From: Godfrey, Merrill C. [<mailto:MGodfrey@AKINGUMP.com>]
Sent: Wednesday, November 05, 2014 8:18 PM
To: Paul Spruhan
Cc: Dertke, Daniel (ENRD); Flynn, Aaron M.; Smith, Ryan A.; Pongrace, Don; Mascot, Elizabeth K.; Wehrum, William L.; Fichthorn, Norm
Subject: Re: NGS Petitions

Works for me.

On Nov 5, 2014, at 6:54 PM, Paul Spruhan <pspruhan@nndoj.org> wrote:

All,
Paul Spruhan from Navajo Nation. The 3:00 to 4:30 eastern on Thursday is the best time for me. Thanks.

From: Dertke, Daniel (ENRD) [<mailto:Daniel.Dertke@usdoj.gov>]
Sent: Wednesday, November 05, 2014 3:57 PM
To: Flynn, Aaron M.; Smith, Ryan A.; 'dpongance@akingump.com'; 'mgodfrey@akingump.com'; Paul Spruhan
Cc: Mascot, Elizabeth K.; Wehrum, William L.; Fichthorn, Norm
Subject: RE: NGS Petitions

I can do either 2:30 or the 3:00 to 4:30 eastern window on Thursday. On Friday I unfortunately just had another call scheduled from 12-1 eastern, but I could still do 11:30 to 12 eastern, or 1:30 to 2 eastern that day (I have another call at 2 eastern on Friday).

From: Flynn, Aaron M. [<mailto:flynna@hunton.com>]
Sent: Wednesday, November 05, 2014 5:52 PM
To: Smith, Ryan A.; 'dpongance@akingump.com'; 'mgodfrey@akingump.com'; 'pspruhan@nndoj.org'; Dertke, Daniel (ENRD)
Cc: Mascot, Elizabeth K.; Wehrum, William L.; Fichthorn, Norm
Subject: RE: NGS Petitions

Ryan: We can be available at 2:30, although 3:00 to 4:30 pm Eastern on Thursday would work better for us if others are available at that time.

Thanks,

Aaron

Bio vCard

<image001.png>

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From: Smith, Ryan A. [<mailto:RSmith@BHFS.com>]
Sent: Wednesday, November 05, 2014 5:31 PM
To: Flynn, Aaron M.; 'dpongance@akingump.com'; 'mgodfrey@akingump.com'; 'pspruhan@nndoj.org'; daniel.dertke@usdoj.gov

Cc: Mascot, Elizabeth K.

Subject: NGS Petitions

All,

I represent proposed intervenor CAWCD in connection with the four petitions for review recently filed in the 9th Circuit concerning EPA's NGS rule. Dan Dertke (DOJ) and I spoke today and thought it would make sense for the proposed intervenors to have a conference call to discuss a potential briefing schedule and coordination moving forward.

Would everyone be available for a call tomorrow afternoon at 2:30? If that time does not work, both Dan and I are available later in the afternoon on Thursday or any time between 11:30 and 1:30 on Friday.

Best,

Ryan Smith

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